

THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION

CRIMINAL CASE NO. 1:11cr10

UNITED STATES OF AMERICA,)
)
)
)
vs.) O R D E R
)
)
JAMES W. "BILL" BAILEY, JR.)
)

THIS MATTER is before the Court on Petitioner James R. Fatland's "Motion for Relief from Stay to Permit Filing of Petition of James R. Fatland Pursuant to 21 U.S.C. § 853(n)" [Doc. 294]. While not opposing the Petitioner's motion, the Government requests an opportunity at the appropriate time to respond to and/or move to strike the petition. [Doc. 298].

For cause shown, the Court will allow the Petitioner's motion. Once the stay is lifted, the Government will be given the opportunity to respond to and/or move to strike the petition.

IT IS, THEREFORE, ORDERED Petitioner James R. Fatland's "Motion for Relief from Stay to Permit Filing of Petition of James R. Fatland Pursuant to 21 U.S.C. § 853(n)" [Doc. 294] is **ALLOWED**.

IT IS SO ORDERED.

Signed: October 28, 2011



Martin Reidinger
United States District Judge

